THE HON'BLE SRI JUSTICE V.ESWARAIAH

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WRIT PETITION No.23404 OF 2003

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DATED: 27-04-2006

Between:

A.Padmavathi . . .Petitioner

and

The Panchayat Secretary, Kubadpuram

and another . . .Respondents

THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.23404 OF 2003

O R D E R:

The petitioner filed this writ petition seeking writ of mandamus to declare the action

of the respondents in not making payment to her as per the proceedings, dated 20-12-2002, as illegal and arbitrary and consequently, to direct the respondents to pay an amount of Rs.1,23,502/- to her with interest from the date of said proceedings till the date of payment.

The petitioner is a Ex-Sarpanch of Kubadpuram Gram Panchayat up to 2001. During 1998-99 and 1999-2000, she executed certain works of laying cement drainage pipeline, cement road and Gravel roads under Tenth finance funds committee, Jawahar Village Development Yojana and Village Panchayat funds. It is stated that the works were completed and the amount payable to her is Rs.1,23,502/-. It is further stated that even though the District Panchayat Officer directed the respondents to pay the said amount, no amount has been paid to her.

It is stated that during pendency of writ petition, the District Panchayat Officer, Guntur, passed orders *vide* R.O.C.No.7862/2002-D6, dated 27-03-2006, declaring that the petitioner is entitled to the payment of money for the works done by her for an amount of Rs.20,869/- from J.G.S.Y. funds, Rs.46,701/- from General funds and Rs.53,932/- from General funds as no funds are available in T.F.C funds. Accordingly, the Mandal Parishad Development Officer, Rajupalem, and Extension Officer (P.R. & R.D.), Rajupalem, were directed to verify the connected records and to pay the amount to the petitioner.

Learned Standing Counsel appearing for the respondents submits that there cannot be any objection for the respondents to implement the said orders of District Panchayat Officer, dated
27-03-2006, after necessary verification of the records by the Mandal Parishad Development Officer, Rajupalem and Extension Officer (P.R. & R.D.), Rajupalem.

The writ petition is accordingly disposed of. No order as to costs.

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(V.ESWARAIAH, J)

27th APRIL, 2006.

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